REMARKS

Claims 1, 3-17 and 20-33 are pending in this application. Claims 34-39 have been added.

INFORMATION DISCLOSURE STATEMENTS

Four IDS's have been filed in this application. Three issues related to these IDS's are discussed below.

1)   One IDS was filed on December 6, 200<u>1</u>. However, the Office Action states that an IDS filed December 6, 200<u>4</u>, was considered. It is respectfully requested that the examiner a) acknowledge that the subject IDS was filed December 6, 2001, and b) return an initialed copy of the Form PTO-1449 that accompanied the December 6, 2001, IDS.

2) Another IDS was filed on <u>July</u> 1, 2004. The Office Action acknowledges receipt of an IDS filed <u>June</u> 1, 2004. It is respectfully requested that consideration of the June IDS be acknowledged.

3) This application was filed in 2001. However, paragraph 3 of the Office Action discusses an IDS filed in the year 2000. It is noted that no such IDS was filed in 2000.

CLAIM OBJECTIONS

The claim objections identified in the Office Action have been addressed by the above amendment.

CLAIM REJECTIONS UNDER 35 U.S.C. 112, SECOND PARAGRAPH

The claims have been amended to address each of the rejections under 35 U.S.C. 112, second paragraph.

CLAIM REJECTIONS UNDER 35 U.S.C. 102(b)

Claim 1 stands rejected under 35 U.S.C. 102(b) as being anticipated by Judson. By the above amendment, claim 1 has been amended to include the limitations of claim 2. This rejection is respectfully traversed in view of the above amendment and following remarks.

Claim 1 as amended requires a storage medium mounting unit to which an information storage medium storing in advance desired information and advertisement information is detachably mounted. Judson does not disclose such a information storage medium. While the computer used in the Judson reference includes a floppy drive, there is no teaching that desired information is stored in advance on this floppy drive as required by claim 1. Judson further lacks the storage medium reading unit reading desired information and advertisement data from the information storage medium as required by claim 1. For at least these reasons, claim 1 as amended is submitted to be allowable over Judson.

Claim 2 has been cancelled by the above amendment. Claims 3-7 depend from claim 1 and are submitted to be allowable for the same reasons as claim 1.

Claim 8 stands rejected under 35 U.S.C. 102(b) as being anticipated by Judson. Claim 8 requires a storage medium mounting unit on which a storage medium is detachably mounted and a storage medium writing unit writing desired information and advertisement data received by a receiving means to the storage medium mounted on said storage medium mounting unit. The computer used in the Judson reference includes a floppy drive, but there is no indication that desired information and advertisement data received by a receiving means is stored on that floppy drive. Judson does not satisfy each limitation of claim 8, and claim 8 and its dependent claims 9-11 are therefore submitted to be allowable.

Claim 12 stands rejected under 35 U.S.C. 102(b) as being anticipated by Judson. As amended, claim 12 requires an information processing terminal comprising a storage medium storing desired information and advertisement data related to the desired information, a storage medium reading unit reading the desired information and advertising data from said storage medium, and advertisement presenting means for presenting advertisement data read by the storage medium reading unit when a request to execute the prescribed process is received by the processing means and allowing the processing means to execute the prescribed process after presenting the advertisement data and receiving an input from a user. Neither Judson, nor the other references of record, show or suggest advertisement presenting means as required by amended

claim 12. Claim 12 and its dependent claims 13-16 are therefore submitted to be allowable over Judson.

Claims 17-19 stand rejected under 35 U.S.C. 102(b) as being anticipated by Judson. By the above amendment, claim 17 has been amended to include the limitations of claims 18 and 19, and claims 18 and 19 have been cancelled. As amended, claim 17 requires acquisition request receiving means for receiving an acquisition request for desired information including additional data corresponding to a type to be added as an object of information processing executed by the source of the acquisition request. The data supplying means transmits such additional data. Judson does not show or suggest a request for additional data of a type to be added as an object of information processing as required by amended claim 17, and claim 17 and its dependent claims 20-23 are submitted to be allowable over the art of record.

Claim 24 is rejected under 35 U.S.C. 102(b) as being anticipated by Judson. By the above amendment, claim 24 has been amended to require a step of transmitting an acquisition request for desired information of a given type, and a step of selecting information of the given type and transmitting the selected information in response to the request. These steps are not shown or suggested in Judson, and claim 24 is submitted to be allowable for at least this reason.

Claim 25 stands rejected under 35 U.S.C. 102(b) as being

anticipated by Judson. As amended, claim 25 requires an information supplying system that includes acquisition request transmitting means for transmitting an acquisition request for desired information <u>of a given type</u> to an information supplying apparatus and data supply means responsive to the request for selecting information of the given type from previously stored information and supplying the selected information. Such a system is not shown or suggested by Judson, and it is submitted that claim 25 is allowable over Judson for at least this reason.

Claim 26 requires a computer readable recording medium. The recording medium includes three units, a program information storing unit, an additional data storing unit, and an advertisement storing unit. Judson does not disclose such a computer readable recording medium. The Office Action does not identify where a computer readable recording medium as required by claim 26 is shown or suggested in the art of record, much less a computer readable recording medium having the three units required by claim 26. Because no structure corresponding to the computer readable recording medium required by claim 26 has been identified in the art of record, it is respectfully submitted that claim 26 and its dependent claims 27-33 patentably distinguish over the art of record.

New claims 34-39 are also submitted to be allowable over the art of record. Claim 34 requires an information processing unit

that includes an advertisement presenting unit for presenting an advertisement based on advertisement data and, after presenting the advertisement, requiring an input from a user before allowing the processor to execute program data. An information processing unit having such an advertisement presenting unit is not shown or suggested by the art of record. Claim 34 and its dependent claims 35 and 36 are therefore submitted to be allowable over the art of record.

Claim 37 requires an information processing apparatus that includes an information storage medium storing executable program data and advertisement data operably connected to the processor, an information receiving unit for receiving updates to the executable program data and advertisement data from an external source and updating the executable program data and advertisement data based on the update, and an advertisement presenting unit for presenting an advertisement based on advertisement data stored in the information storage medium and, after presenting the advertisement, requiring an input from a user before allowing the processor to execute the program data stored on said information storage medium. An information processing apparatus having these features is not shown or suggested by the art of record. Claim 37 and its dependent claim 38 are therefore submitted to be allowable over the art of record.

Claim 39 requires a method of presenting advertising data that

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includes the steps of:

> providing a processor operably connected to a display;

> operably connecting an information storage medium storing executable program data and advertisement data to the processor;

> when a request to execute the executable program is received by the processor, displaying an advertisement based on the advertisement data;

> requiring a user input after displaying the advertisement before executing the executable program;

> when the user input is received, executing the executable program;

> requesting an update to the executable program;

> receiving an update to the executable program and updated advertising data; and

> updating the executable program and advertising information on the information storage medium with the received update. None of the references of record show or suggest the method required by claim 39, and claim 39 is therefore also submitted to be allowable over the art of record.

Conclusion

Each issue raised in the Office Action dated October 5, 2004, has been addressed, and it is believed that claims 1, 3-17 and 20-39 are in condition for allowance. Wherefore, reconsideration and
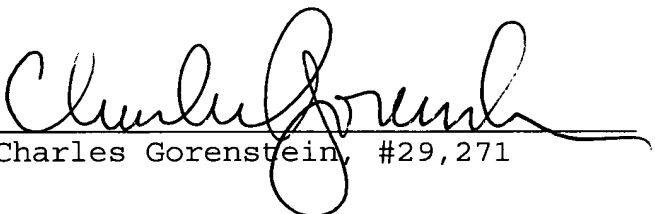
allowance of these claims is earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Scott Wakeman (Reg. No. 37,750) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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